

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

May 28, 2010

DIVISION ONE

B214671 Treweek, et al. (Not for Publication)
 v.
 California Capital Insurance Company

The judgment is affirmed.

Mallano, P.J.

We concur: Rothschild, J.
 Chaney, J.

B217082 Gibson (Not for Publication)
 v.
 Swingle

The order is affirmed.

Mallano, P.J.

We concur: Rothschild, J.
 Chaney, J.

DIVISION ONE (continued)

B218741 Los Angeles County, D.C.F.S. (Certified for Publication)
v.
Aaron O.

The order is affirmed.

Mallano, P.J.

We concur: Chaney, J.
 Johnson, J.

B208401 Decena, et al. (Not for Publication)
v.
Pacific Speciality Insurance Company

The judgment of the superior court is reversed with respect to plaintiffs' bad faith claims and the damages related thereto (subrogation defense fees, Brandt attorneys' fees, Brandt litigation costs, emotional distress and punitive damages) and cost of proof sanctions; the judgment awarding plaintiffs compensatory damages is affirmed. The parties are to bear their own costs on appeal.

Johnson, J.

We concur: Mallano, P.J.
 Chaney, J.

B213657 Franco (Not for Publication)
v.
Global Integrity Realty Corporation, et al.

The judgment is reversed. Appellant is to recover her costs on appeal.

Johnson, J.

We concur: Mallano, P.J.
 Chaney, J.

May 28, 2010 (Continued)

DIVISION ONE (continued)

B213081 Rooney (Not for Publication)
v.
State of California

The order is affirmed. Respondent shall recover its costs of appeal.

Rothschild, Acting P.J.

We concur: Chaney, J.
Johnson, J.

B216084 Los Angeles County, D.C.F.S. (Not for Publication)
v.
Marisa C., et al.

The orders are affirmed.

Rothschild, J.

We concur: Mallano, P.J.
 Chaney, J.

B220054 Los Angeles County, D.C.F.S. (Not for Publication)
v.
F.R.

The order is affirmed.

Rothschild, J.

We concur: Mallano, P.J.
 Johnson, J.

May 28, 2010 (Continued)

DIVISION TWO

B215980 People (Not for Publication)
v.
Lurence

The judgment is modified as follows: the one-year prior prison term enhancement imposed under section 667.5, subdivision (b) based on the conviction in case No. SA039261 is stricken. The trial court is directed to send a copy of the corrected abstract of judgment to the Department of Corrections and Rehabilitation. In all other respects, the judgment is affirmed.

Chavez, J.

We concur: Boren, P.J.
 Ashmann-Gerst, J.

DIVISION FOUR

B217152 People (Not for Publication)
v.
Laura V. Samayoa

The judgment is affirmed.

Suzukawa, J.

We concur: Epstein, P.J.
Manella, J.

DIVISION SEVEN

B213636 Scalzo
v.
American Express Company, et al.

Filed order certifying opinion for publication.

May 28, 2010 (Continued)

DIVISION EIGHT

Court convened at 9:00 a.m.

Present: Bigelow, P.J., Rubin, J., Flier, J., Grimes, J. (Assigned) and Emma Jean Amos, Deputy Clerk.

Each of the following:

B215325 People v. Smith
B218432 People v. Vasquez
B215256 People v. Barrera
B212372 People v. Murray
B219321 DCFS v. B.C. & A.H.
B214930 People v. Black
B218944 People v. Ramirez
B214921 People v. Ochoa

Argument waived, cause submitted.

B210366 People
 v.
 Eric Alberto Santos

Merits:

Argued by Marilyn Burkhardt for appellant and by Dana M. Ali, Deputy Attorney General for respondent. Cause submitted.

Rubin, J. left the bench

B213956 John Russell, et al.
 v.
 Ford Motor Company

Merits:

Argued by John M. Thomas for appellant and by Brian P. Barrow for respondents. Cause submitted.

Rubin, J. returned to the bench.

DIVISION EIGHT (continued)

B216150 Rose Dudek
 v.
 Angela Haronis

Appearances:
Thomas Hoffman appeared for respondent and no appearance by counsel for appellant. Argument waived, cause submitted

Rubin, J. left the bench.

B215899 Filiberto Castaneda, et al.
 v.
 Denny's Restaurant, et al.

Appearances:
Henry Bockman for appellants and Terry Bridges for respondents. In open court counsel for respondents requested that the court continue oral argument, due to the illness of Diane Matsinger. The request to continue is granted and the matter will be placed on the June calendar.

B215903 Lee Trotman
 v.
 Southern California Edison, et al.

Merits:
Argued by Lisa L. Maki for appellant and by John Buchanan for respondents. Cause submitted.

B222306 Lee DiMartino
 v.
 Interinsurance Exchange of The Automobile Club of Southern Calif.

Appearances:
John Sweeney for appellant and by Maureen Houska for respondent. Argument waived, cause submitted.

Court adjourned

DIVISION EIGHT (continued)

B219232 People (Not for Publication)
v.
Gomez

The appeal is dismissed for appellant's failure to comply with the requirement of obtaining a certificate of probable cause following entry of a plea of no contest. (Pen. Code, § 1237.5; *People v. McEwan*, *supra*, 147 Cal.App.4th at p. 175.)

Rubin, J.

We concur: Bigelow, P.J.
Grimes, J.

B212653 Sherwood (Not for Publication)
v.
Department of Justice BCI&I

The judgment is affirmed. Each party to bear their own costs.

Rubin, J.

We concur: Bigelow, P.J.
Grimes, J.